

ANNO NONO

GEORGII IV. REGIS.

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CAP. LXIV.

An Act to extend the Jurisdiction of the Commissioners acting in the Execution of Two Acts for paving and regulating the *Regent's Park*, together with the new Street from thence to *Pall Mall*; and to amend the said Acts. [15th *July* 1828.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for more effectually paving, lighting, watching, cleansing, and regulating the* Regent's Park, *together with the new Street from the* Regent's Park *to* Pall Mall, *and the new Streets and Improvements in the Neighbourhood of* Parliament Street *and* Privy Gardens, *and for maintaining a convenient Sewage for the same*; and by the said Act Commissioners were appointed for paving, lighting, watching, cleansing, and otherwise regulating and improving the several Streets, Squares, Circuses, Gardens, Ways, Passages, Courts, and Places made and laid out, and thereafter to be made and laid out, within the Limits mentioned and described in the said Act, and for other Purposes of the said Act: And whereas another Act was passed in the Sixth Year of the Reign of His said Majesty, intituled *An Act for extending the Jurisdiction of the Commissioners acting in execution of an Act of the Fifth Year of His present Majesty, for paving and regulating the* Regent's Park, *together with the new Street from thence to* Pall Mall, *and for other Purposes relating thereto*; and by the said Act certain Parts

5 G. 4. c. 100.

6 G. 4. c. 38.

Parts of *New Palace Yard*, *Margaret Street*, and *Old Palace Yard* were, as to the paving, lighting, and cleansing thereof, placed under the Charge and Management of the Commissioners acting in execution of the said firstly-recited Act: And whereas the Commissioners of His Majesty's Woods, Forests, and Land Revenues have made and laid out certain Streets, Squares, Terraces, and Improvements upon Land and Ground belonging to His Majesty, lately the Scite of *Carlton Palace*, and of the Gardens thereof, and Houses and Buildings have been erected upon such Land and Ground, and many more are in progress; and the said Commissioners intend to make and lay out certain Gardens, Shrubberies, and ornamental Inclosures for the Use of the Inhabitants of the said Streets, Squares, and Terraces; and have also constructed a new Common Sewer, with Drains and Watercourses communicating with such Common Sewer, for the more effectual Drainage of the said several Streets, Squares, Terraces, Gardens, and Improvements, which said Common Sewer drains into and communicates with the Great Sewer extending from the *Regent's Park* to the River *Thames*, by the said recited Act of the Fifth Year of the Reign of His present Majesty placed under the Jurisdiction of the Commissioners acting in execution of such Act: And whereas the said Commissioners of His Majesty's Woods, Forests, and Land Revenues have made and laid out, on certain other Ground belonging to His Majesty, situate on the East Side of *Princes Street*, in the City of *Westminster*, certain Mews or Stables, and Coach-houses and Buildings connected therewith, which said Mews or Stables are called or intended to be called "The *Westminster Mews*:" And whereas all the said several Streets, Squares, Terraces, and Improvements, Gardens, Shrubberies, and ornamental Inclosures, together with the said Mews or Stables and Buildings called the *Westminster Mews*, being made and set out on Land belonging to His Majesty, it is expedient that the same should, as to the paving, lighting, watching, watering, cleansing, and regulating, maintaining, supporting, and keeping in order thereof, be placed under the Charge and Management of the Commissioners acting in execution of the said recited Acts; and that the Powers and Authorities which by the said first-recited Act are vested in the said Commissioners, with respect to the Sewer and Drains thereby placed under their Jurisdiction, should be extended to the said new Sewer, and any Drains and Watercourses communicating therewith: And whereas *Parliament Street*, or the greater Part thereof, and *Bridge Street*, and the Terrace or Foot Pavement of *New Palace Yard*, and the Passages and Places adjoining thereto, are, as to the paving, lighting, watering, and cleansing thereof, under the Charge and Management of the Committee for paving the Parishes of *Saint Margaret* and *Saint John the Evangelist, Westminster*; and it is expedient that the said Streets, Terrace, Passages, and Places should, as to such paving, lighting, watering, and cleansing, be placed under the Charge and Management of the said Commissioners acting in execution of the said recited Acts: And whereas the Carriageway of a certain Road called the *Albany Road*, leading from the North Side of the Turnpike Road called the *New Road* to a certain Bridge over the *Regent's Canal* called the Collateral Cut Bridge, is, as to the Maintenance, Repair,

and watching thereof, under the Charge and Management of the Commissioners of the Metropolis Turnpike Roads North of the *Thames*, appointed under an Act passed in the Seventh Year of the Reign of His present Majesty, intituled *An Act for consolidating the Trusts of the several Turnpike Roads in the Neighbourhood of the Metropolis North of the River* Thames; which said Road (with other Roads round the *Regent's Park* aforesaid) is coloured Purple on the Map or Plan marked N° 1. referred to in the said first-recited Act, and under the Authority of the said Act of the Seventh Year aforesaid certain Tolls are demanded and taken for Horses or other Animals passing through a certain Gate or Bar erected across the said *Albany Road*: And whereas that Portion of the said *Albany Road* which extends from the North Side of the *New Road* to the Collateral Cut Bridge aforesaid being in the Nature of a Street, and not of a Turnpike Road, it is desirable that such Portion of the said Road should be placed under the Charge and Management of the Commissioners acting in execution of the said first and second-recited Acts, and that the said Commissioners of the Metropolis Turnpike Roads North of the *Thames* should be exonerated from such Charge and Management, and that the said Gate or Bar should be removed, and that the Authority to take Toll thereat should cease: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Commissioners for the Time being, acting in execution of the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty, shall be and they are hereby appointed Commissioners for paving, lighting, watching, cleansing, and otherwise regulating and improving the several Streets, Squares, Terraces, Gardens, Stables, and Places made or laid out, or hereafter to be made or laid out, within the Limits herein-before mentioned, and herein-after more particularly described, and for other the Purposes of this Act.

7 G. 4. c. cxlii.

Appointment of Commissioners.

II. And be it further enacted, That the said Streets called *Parliament Street* and *Bridge Street*, and the Terrace or Foot Pavement of *New Palace Yard*, and the Passages and Places adjoining thereto, which are now, as to the paving, lighting, watering, and cleansing thereof, under the Charge and Management of the Committee for paving the Parishes of *Saint Margaret* and *Saint John the Evangelist, Westminster*, shall, from and after the passing of this Act, be and remain, as to such paving, lighting, watering, and cleansing, under the Charge and Management of the said Commissioners for executing this Act, and also be and remain, to all Intents and Purposes, subject to and within the Jurisdiction, Power, and Authority of the said Commissioners, in the same Manner as if the said Streets and Places had been included in and delineated and set out on the Plan marked N° 3. mentioned and referred to in the said first-recited Act; any Act heretofore passed to the contrary in anywise notwithstanding.

Streets now under the Care of the Committee for paving the Parishes of St. Margaret and St. John placed under Commissioners for executing this Act.

III. And

So much of 7 G. 4. c. cxlii. as authorizes the setting up a Toll Gate on the Albany Road repealed.

Toll Gate may be removed.

III. And be it further enacted, That from and after the First Day of *January* next after the passing of this Act, so much of the said Act of the Seventh Year of the Reign of His present Majesty as authorized the setting up or Continuance of any Toll Gate or Side Gate, and the collecting, levying, and receiving of any Toll or Duty in that Part of the *Albany Road* which extends from the North Side of the New Road to the Western End of the Bridge over the *Regent's Canal* called the Collateral Cut Bridge, shall be and the same is hereby repealed; and the Commissioners acting in execution of the said last-mentioned Act are hereby authorized and required, within the Space of One Month from and after the said First Day of *January*, to pull down and remove, or cause to be pulled down and removed, the Toll Gate and its Appurtenances, and any Side Gate, set up or continued, under the Authority of the said Act, on or by the Side of such Part of the said *Albany Road* as aforesaid, and to sell and dispose of the Materials thereof, and apply the Proceeds for the several Purposes of the said Act; and the said Commissioners acting in execution of the said Act shall from and after the said First Day of *January* be exonerated and discharged from the future Care and Management of such Part of the said Road.

Part of the Albany Road shall be placed under the Charge of Commissioners for executing this Act.

IV. And be it further enacted, That such Part of the said Road called the *Albany Road* as is herein-before particularly described shall, from and after the said First Day of *January* next after the passing of this Act, be and remain, as to the Maintenance, Support, watching, cleansing, and Regulation thereof, under the Charge and Management of the said Commissioners for executing this Act, and also be and remain, to all Intents and Purposes, subject to and within the Jurisdiction, Power, and Authority of the said Commissioners, in the same Manner as if such Part of the said Road had been included among the Roads the Carriageways of which by the said first recited Act the said Commissioners were authorized and empowered to maintain, support, watch, cleanse, and regulate.

Plans for distinguishing Streets placed under the Commissioners to be deposited in the Parliament Office and with Clerk of the Peace for Middlesex.

V. And whereas, for ascertaining the Jurisdiction of the said Commissioners, and defining the Streets, Squares, Terraces, Roads, Stables, Passages, and Places to be paved, maintained, repaired, lighted, watched, watered, cleansed, and regulated, and the Gardens and ornamental Inclosures to be maintained, supported, and kept in order under the Powers and Provisions of this Act, Three separate Maps or Plans have been made, for the Purpose of being deposited in the Office of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, One of which Maps or Plans marked Number Five comprehends and describes the several Streets, Squares, Terraces, Passages, and Places, and the Gardens and ornamental Inclosures, now laid out, and the Ground on which others may be hereafter laid out, on the Scite of *Carlton Palace* and Gardens aforesaid, which, so far as the same are coloured Blue on the said Map or Plan, are to be paved, lighted, watered, cleansed, and regulated, maintained, supported, and kept in order, according to the Directions of this Act, and so far as the same are coloured Red on the said Map or Plan are to be under

under the Controul and Superintendence of the said Commissioners, as to the Manner of constructing and ornamenting, and as to the defacing, altering, or using the Houses and other Buildings erected on or at the Sides thereof; and another of the said Maps or Plans marked N° 6. contains and describes the said Mews or Stables called the *Westminster Mews*, the Interior of which is also to be paved, lighted, watched, cleansed, and regulated according to the Directions of this Act; and the Third Map or Plan marked N° 7. contains and describes *Parliament Street*, *Bridge Street*, and the Terrace or Foot Pavement of *New Palace Yard*, and the Passages and Places adjoining thereto, which, so far as the same are coloured Blue on the said Map or Plan, are also to be paved, lighted, watered, cleansed, and regulated according to the Directions of this Act, and so far as the same are coloured Red on the said Map or Plan are to be under the Controul and Superintendence of the said Commissioners, as to the Manner of constructing and ornamenting, and as to the defacing, altering, or using the Houses and other Buildings erected on or at the Sides thereof; and the Road called the *Albany Road* is delineated and described on the Map or Plan marked N° 1., referred to in the said first-recited Act, and is thereon (with other Roads round the *Regent's Park*) coloured Purple; and that Part of the said *Albany Road*, which extends from the *New Road* to the Western End of the Bridge over the *Regent's Canal* called the Collateral Cut Bridge, is the remaining Part of the Streets, Roads, and Places to be maintained repaired, watched, watered, cleansed, and regulated according to the Directions of this Act: Be it therefore enacted, That the said Maps or Plans marked N°s 5. 6. and 7., after the same shall have been severally authenticated by the Signature of the Right Honourable the Speaker of the House of Commons, shall be deposited with and shall remain in the Custody of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, and One Copy of each of the said Maps or Plans, signed by the Speaker of the House of Commons, shall be deposited in the Parliament Office, and One other Copy so signed shall be deposited with the Clerk of the Peace for the County of *Middlesex*, within Three Calendar Months after the passing of this Act, to the end that all Persons may at all seasonable Times have Liberty to inspect the same at their Will and Pleasure, paying the Sum of One Shilling for each Inspection, and to take Copies from the said Maps or Plans, or any of them, or from any Part or Parts thereof, paying the Sum of One Shilling for every Copy so taken; and the said Maps or Plans, and the Copies thereof, so signed and authenticated as aforesaid, together with the said Map or Plan marked N° 1., referred to in the said first-recited Act of the Fifth Year of the Reign of His present Majesty, and the Copies of the said last-mentioned Map or Plan, so signed and authenticated as in the said recited Act is mentioned, shall be received in Evidence in all Proceedings relating to the Jurisdiction of the said Commissioners, and the Execution and Provisions of this Act.

Commissioners to pave, &c. the Streets formed on

VI. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, to cause the Footways of the said several Streets,

the Scite of Carlton Palace.

Streets, Squares, Terraces, Passages, and Places, delineated and set out and coloured Blue on the said Map or Plan marked N° 5., or of such as shall hereafter be made and laid out on the Ground contained and described and coloured Blue therein, to be paved; and the Carriageways of the same Streets, Squares, Terraces, Passages, and Places, and also of that Part of *Pall Mall* which extends in Front from the Eastern to the Western Side of *Waterloo Place*, and also the Foot and Carriageways of any Street or Passage which may hereafter be made on the Scite of Two Houses respectively numbered 92 and 93 in *Pall Mall*, to be pitched or paved, or to be formed with broken Stone, Granite, Flint, Gravel, or other firm and sufficient Materials, upon such Levels and in such Manner as they shall judge necessary; and such Footways and Carriageways from Time to Time to be amended and kept in good Repair; and also to cause such Streets, Squares, Terraces, Passages, and Places to be lighted, watered, cleansed, and regulated, and the Sides thereof to be inclosed with Iron or other Rails in such Parts and Places and in such Manner as the said Commissioners shall think proper; and all Obstructions, Encroachments, Nuisances, and Annoyances therein to be removed; and Drains, Sinks, Gutters, or Watercourses to be made, for conveying the Water from the said Streets, Squares, Terraces, Passages, and Places, in such Manner as they shall think proper; and if any Person shall, without the Consent of the said Commissioners, alter the Form or break up the Ground or Pavement of the Carriage or Footway of any of such Streets, Squares, Terraces, Passages, and Places, every Person so offending shall forfeit any Sum not exceeding Ten Pounds for every such Offence, and shall also pay all the Expences of restoring such Ground or Pavement to its former State.

Power to lay out Gardens, &c.

VII. And be it further enacted, That it shall be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, and they are hereby authorized and empowered, to inclose, lay out, and form Gardens, Shrubberies, and ornamental Inclosures, for the Use of the Inhabitants and Occupiers of the Houses and Buildings now erecting or hereafter to be erected on the Ground delineated and described in the said Plan marked N° 5.

Commissioners to inclose and keep Gardens, &c. in good Order.

VIII. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, to cause the several Gardens, Shrubberies, and ornamental Inclosures delineated and set out on the said Map or Plan marked No. 5., or which shall hereafter be set out on the Ground therein contained and described, to be inclosed with Iron or other Railings, and from Time to Time to renew such Railings, and to paint and repair the same, and to cause the said Gardens, Shrubberies, and ornamental Inclosures to be maintained and kept in good Order and Condition, for the Use and Accommodation of the Inhabitants of the several Streets, Squares, Terraces, Passages, and Places to which the same Gardens, Shrubberies, and ornamental Inclosures shall be respectively attached, and for that Purpose to appoint and employ proper Persons as Gardeners and Workmen for maintaining and keeping the same in order; and all such Gardens,

Shrubberies, and ornamental Inclosures shall be used and enjoyed by the Inhabitants in the several Streets, Squares, Terraces, Passages, and Places to which the same shall be respectively attached, in such Manner and according to such Rules, Orders, and Regulations, as the said Commissioners shall from Time to Time direct and establish.

Rates to be made for keeping the Gardens in Order.

IX. And be it further enacted, That Rates or Assessments shall, for the Purpose of supporting, maintaining, and keeping in order the said Gardens, Shrubberries, and ornamental Inclosures set out and delineated on the said Map or Plan marked No. 5., or which shall be hereafter set out on the Ground therein contained and described, be laid or assessed by the said Commissioners for executing this Act, at yearly or half-yearly Periods, or oftener, if they shall judge it needful, upon all Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, or Tenements, in the said Streets, Squares, Terraces, Passages, and Places to which such Gardens, Shrubberies, and ornamental Inclosures shall be respectively attached, in such Sums of Money as the said Commissioners shall order and direct; and separate and distinct Accounts shall be kept of the Monies to arise from such Rates and Assessments, which Monies shall be expended and laid out in the maintaining and keeping in order the Gardens, Shrubberies, and ornamental Inclosures attached to the Street or Streets, Square or Squares, Terrace or Terraces, Place or Places, upon which such Rate or Assessment shall be charged and assessed, and from which the same shall be collected: Provided always, that none of the said Rates or Assessments shall in any one Year exceed the Sum of Two Shillings in the Pound on the yearly Value of such Houses and other Premises.

In case of Dispute, the Commissioners to determine what Streets, &c. any ornamental Inclosures within their Jurisdiction are attached to.

X. Provided also, and be it further enacted, That if any Question shall arise as to what Streets, Squares, Terraces, Passages, and Places the Gardens, Shrubberies, and ornamental Inclosures delineated and described on the said Map or Plan marked N° 5., or which shall hereafter be set out on the Ground therein contained and described, shall be considered as respectively attached to, within the Meaning of this Act, or as to what Streets, Squares, Circuses, Terraces, Courts, Ways, Passages, and Places the Gardens and Terraces at *Richmond Terrace*, mentioned in the said recited Act of the Fifth Year of the Reign of His present Majesty, and the several other Gardens, Shrubberies, and ornamental Inclosures delineated and described on the said Map or Plan marked N° 5., or which shall hereafter be set out on any Part of the Ground therein contained and described, shall be considered as attached to, within the Meaning of the said last-mentioned Act, or as to what Streets, Squares, Circuses, Terraces, Courts, Ways, Passages, or Places any Gardens, Shrubberies, or ornamental Inclosures which may be hereafter placed under the Jurisdiction of the said Commissioners for executing this Act, pursuant to the Provision for that Purpose herein-after contained, shall be considered as respectively attached to, such Question shall be determined by the said Commissioners for executing this Act, and their Determination shall be final.

XI. And

Commissioners under this Act to pave, &c. the Westminster Mews.

XI. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, to cause the Interior of the said Mews or Stables called the *Westminster Mews*, delineated and set out on the said Map or Plan marked N° 6., to be paved or pitched, or to be formed with broken Stone, Granite, Flint, Gravel, or other firm and sufficient Materials, upon such Levels and in such Manner as they the said Commissioners shall judge necessary, and to be from Time to Time amended and kept in repair, and to cause the Interior of the said Mews or Stables to be lighted, watched, watered, cleansed, and regulated, and all Obstructions, Encroachments, Nuisances, and Annoyances therein to be removed, and Drains, Sinks, Gutters, or Watercourses to be made, for conveying the Water from the Interior of the said Mews or Stables; and if any Person shall, without the Consent of the said Commissioners, alter the Form, or break up the Ground or Pavement of the Interior of the said Mews or Stables, every Person so offending shall forfeit any Sum not exceeding Ten Pounds for every such Offence, and shall also pay all the Expences of restoring such Ground or Pavement to its former State.

Commissioners of Woods and Forests may inclose the Mews, erect Gates and Lodges at the Entrance thereof, and appoint Porters to attend the same.

XII. And be it further enacted, That it shall be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and empowered, to inclose the said Mews or Stables, and to erect Iron or other Gates at the Entrance of such Inclosure, and also to build one or more Lodge or Lodges near or adjoining to the said Gates, and to nominate one or more Porter or Porters, with proper and adequate Salaries, to attend the said Gates; and it shall be the Duty of the said Porters to attend the said Gates, and allow Persons, Carriages, and Horses going to or from the Stables and Coach-houses within the said Mews, to pass into or out of the said Gates, and to prevent the Admission of improper Persons and Vehicles, and to perform such other Duties as shall be required of them by the Commissioners for executing this Act; and such Salaries and Allowances shall be paid and made, by the said Commissioners for executing this Act, to the said Porters, out of the Rates to be levied on the Occupiers of the said Stables and Coach-houses, as to the said Commissioners for executing this Act shall seem proper and adequate; and any such Porters shall from Time to Time be removed, if the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall think fit to remove them for any Cause, and other proper Persons shall thereupon be appointed in manner aforesaid in their Stead.

Commissioners under this Act to maintain Gates, Lodges, &c. of the Mews.

XIII. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, to cause the Railings of the said Gates, and also the Railing round the said Mews, and all Pumps, Posts, Rails, Easements, and Appurtenances used in common by the Occupiers of the said Mews or Stables, to be from Time to Time renewed, painted, maintained, and repaired, and the Lodge or Lodges to be so erected as aforesaid to be kept in repair, and to pay all Rates and Taxes

Taxes which may be assessed or become payable in respect of the said Lodge or Lodges, and to appoint one or more Watchman or Watchmen to be employed in guarding the Interior of the said Mews or Stables.

Rates to be made for paving, &c. of the Mews.

XIV. And be it further enacted, That Rates or Assessments shall, for the Purpose of paving, repairing, cleansing, lighting, watching, and watering the Interior of the said Mews or Stables called the *Westminster Mews*, and paying the Salaries of Porters to be appointed for the Care of the Gates thereof as aforesaid, and the Expences of renewing, painting, maintaining, and repairing the said Gates and Railings, Easements and Appurtenances, and keeping in repair, and paying the Rates and Taxes which may be payable in respect of the said Lodge or Lodges, be laid and assessed by the said Commissioners for executing this Act, at yearly or half-yearly Periods, or oftener, if they shall judge it needful, upon all Stables, Coach-houses, and Buildings within the said Mews, in such Sum and Sums of Money as the said Commissioners shall order and direct; but no such Rate or Assessment shall in any one Year exceed the Sum of Five Shillings in the Pound on the yearly Value of such Stables, Coach-houses, and Buildings.

Powers of the Committee for paving St. Margaret and St. John's, in Streets, &c. to cease.

XV. And be it further enacted, That from and after the passing of this Act all the Duties and Powers of the Committee for paving the Parishes of *Saint Margaret* and *Saint John the Evangelist, Westminster*, with respect to the paving, lighting, and cleansing of the Streets and Places which are hereby placed under the Jurisdiction of the Commissioners for executing this Act, (which said Streets and Places are delineated and set out and coloured Blue on the said Map or Plan marked N° 7.,) and also all Powers and Authorities to levy any Rates or Assessments for those Purposes (save and except as to the Recovery of any Arrears of Rates which may be then due), and also the Property of the said Committee in the Materials of the Pavement, and also in all Lamps, Lamp Irons, Posts, Rails, Fences, and Gates in and upon and belonging to the said Streets and Places, shall cease and be determined.

The last-mentioned Streets to be paved by the Commissioners under this Act.

XVI. And be it further enacted, That so much of the Carriage and Foot Pavement of the last-mentioned Streets and Places as is hereby placed under the Jurisdiction of the Commissioners for executing this Act, and hath heretofore been kept in repair, lighted, and cleansed by the said Committee for paving the said Parishes of *Saint Margaret* and *Saint John the Evangelist, Westminster*, shall, from and after the passing of this Act, be kept in repair, lighted, and cleansed by the said Commissioners for executing this Act.

Construction of Houses in Streets coloured Red on the Plans N°s 5. and 7. placed under their Controul.

XVII. And be it further enacted, That all the Houses, Shops, Warehouses, Buildings, and Tenements standing or erected on or by the Sides of so much of the several Streets and Places as on the said Maps or Plans, marked N°s 5. and 7. respectively, is coloured Red, shall, as to the Manner of constructing, ornamenting, defacing, altering, or using the same, be under the Controul and Superintendence

tendence of the said Commissioners, and shall be regulated according to the Provisions of this Act.

Part of the Albany Road to be kept in repair by the said Commissioners.

XVIII. And be it further enacted, That so much of the Carriageway of the said Road called the *Albany Road* as is hereby placed under the Jurisdiction of the said Commissioners for executing this Act, and hath heretofore been kept in repair and cleansed by the said Commissioners of the Metropolis Turnpike Roads North of the *Thames*, shall, from and after the said First Day of *January* next after the passing of this Act, be kept in repair, lighted, and cleansed by the said Commissioners for executing this Act.

Power to water Streets.

XIX. And be it further enacted, That the said Commissioners for executing this Act shall have the same Power of watering the several Streets and Places by this Act placed under their Jurisdiction, or any of them, and of sinking Wells and making Pumps for that Purpose, as by the said recited Act of the Fifth Year of the Reign of His present Majesty is given to them for watering the Streets and Places by that Act placed under their Jurisdiction.

Property of Pavements, &c. vested in the said Commissioners.

XX. And be it further enacted, That from and after the passing of this Act, the Stone, Granite, and other Materials forming the present Pavement of the several Streets and Places hereby placed under the Jurisdiction of the Commissioners for executing this Act, the Property of which is now vested in the said Committee for paving the Parishes of *Saint Margaret* and *Saint John the Evangelist, Westminster*, and also all Lamps, Lamp Irons, Posts, Rails, Fences, and Gates in and upon or belonging to the said several Streets and Places, the Property of which is now vested in the said Committee, shall be the Property of and vested in the said last-mentioned Commissioners; and that from and after the passing of this Act, the Stone, Granite, and other Materials forming the present Pavement of that Part of *Pall Mall* which extends in Front from the Eastern to the Western Side of *Waterloo Place*, the Property of which is now vested in the Committee for paving the Parish of *Saint James, Westminster*, shall be the Property of and vested in the said last-mentioned Commissioners; and also that from and after the said First Day of *January* next after the passing of this Act, the Stone, Granite, and other Materials forming the present Pavement of so much of the *Albany Road* as is hereby placed under the Jurisdiction of the said last-mentioned Commissioners, the Property of which is now vested in the Commissioners of the Metropolis Turnpike Roads North of the *Thames*, shall be the Property of and vested in the said Commissioners for executing this Act.

Additional Rates may be made for watching the Streets, &c.

XXI. And whereas such Part only of the Streets and Places by the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty directed to be paved or formed, and repaired, cleansed, and lighted, by the said Commissioners acting in execution of those Acts, as is comprized in the said Maps or Plans numbered 1. and 6. respectively, are watched by the said Commissioners; and it is therefore expedient that a separate Rate should be made

for the Purpose of watching such of the said Streets and Places as are so watched; be it therefore enacted, That One or more Rate or Rates, Assessment or Assessments, shall, for defraying the Expences of watching the several Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, and Places set out or to be set out on the Ground delineated and described on the said Maps or Plans marked N^os 1. and 3., referred to in the said firstly-recited Act, including so much of the said *Albany Road* as is hereby placed under the Jurisdiction of the said Commissioners, be laid and assessed by the said Commissioners, at yearly or half-yearly Periods, or oftener, if they shall judge it needful, upon all Houses, and all Cathedral, Collegiate, and other Churches, Parochial and other Chapels, Places for Religious Worship, Hospitals, Schools, and all Shops, Warehouses, Coach-houses, Stables, Cellars, and Vaults, and all other Buildings or Tenements, public or private, and all Spaces of Ground in or fronting or abutting on such Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, and Places, in such Sum or Sums of Money as the said Commissioners shall order and direct; but so nevertheless as that such Rate or Rates, Assessment or Assessments, do not exceed in the whole in any one Year the Sum of One Shilling in the Pound on the yearly Value of such Houses and Premises, or, in Cases where the Rates or Assessments shall, under the Provisions herein-after contained, be made according to the Number of Square Yards of Pavement, the Sum of One Shilling for each such Square Yard; and the said Rates or Assessments shall be laid and assessed equally on the Houses and Premises in all the said Streets and Places according to the yearly Value of such Houses and Premises respectively, or, in Cases where the Rates and Assessments shall be made according to the Number of Square Yards of Pavement, then according to the Number of such Square Yards respectively; and the Monies to arise from such Rates and Assessments shall be applied in defraying the Expences of watching the said several Streets and Places.

Rates may be made for paving and watering.

XXII. And for defraying the Expences of paving or forming, and repairing, cleansing, lighting, and watering, as well the several Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, and Places, by the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty respectively directed to be paved or formed, and repaired, cleansed, lighted, and watered, by the said Commissioners acting in execution of those Acts, as also the several Streets, Squares, Terraces, Roads, Passages, and Places (except the said *Westminster Mews*) herein-before directed to be paved or formed, and repaired, lighted, cleansed, and watered, by the said Commissioners, and for the Purposes of the other Payments herein-after in that Behalf mentioned, and in lieu and stead of the Rates and Assessments by the said recited Acts authorized to be made and collected for paving or repairing, cleansing, lighting, watching, and watering the said several Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, and Places; be it further enacted, That One or more Rate or Rates, Assessment or Assessments, shall be laid and assessed by the said Commissioners for executing this Act, at yearly or half-yearly Periods, or oftener, if they shall judge it needful, upon all Houses, and all Cathedral,

Cathedral, Collegiate, and other Churches, Parochial and other Chapels, Places for Religious Worship, Hospitals and Schools, and all Shops, Warehouses, Coach-houses, Stables, Cellars, and Vaults, and all other Buildings or Tenements, public or private, and all Spaces of Ground in or abutting upon or fronting the Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, and Places set out or to be set out on the Ground delineated and described on the said Map or Plan marked N° 1., referred to in the said recited Act of the Fifth Year of the Reign of His present Majesty; and in the Streets, Squares, Circuses, Terraces, Ways, Courts, Passages, and Places delineated and coloured Brown on the said Map or Plan marked N° 2., referred to in the same Act, and directed to be paved or repaired, cleansed, lighted, and watered, by the said Commissioners; and in the Streets, Squares, Circuses, Terraces, Ways, Courts, Passages, and Places set out and delineated on the said Map or Plan marked N° 3., referred to in the same Act; and in the Streets and Places, and Parts of Streets and Places, which are by the said recited Act of the Sixth Year of the Reign of His present Majesty placed under the Jurisdiction of the said Commissioners; and in the Streets, Squares, Terraces, Passages, and Places set out or to be set out on the Ground delineated and described on the said Map or Plan marked N° 5., herein-before referred to; and in the Streets, Passages, and Places delineated and described in the said Map or Plan marked N° 7., herein-before referred to; and in the said Road called the *Albany Road;* in such Sum or Sums of Money as the said Commissioners shall order and direct; but so nevertheless as that such Rate or Rates, Assessment or Assessments, do not exceed in the whole in any one Year the Sum of Two Shillings and Sixpence in the Pound according to the yearly Value of the said Houses and Premises, or in Cases where, under the Provisions herein-after contained, the Rates or Assessments shall be made according to the Number of Square Yards of Pavement, the Sum of Two Shillings for each such Square Yard.

His Majesty, as Owner of public Buildings, shall be liable to be rated.

XXIII. And be it further enacted, That the King's most Excellent Majesty, His Heirs and Successors, as Owner or Owners of any public Building or Buildings which may be situate within the Limits of either of the said recited Acts of the Fifth and Sixth Years of His said Majesty's Reign, or of this Act, shall be liable to be rated and assessed to the several Rates and Assessments for the Purposes of such Acts, in like Manner as the Owners or Proprietors of other public Buildings within the Limits of the said Acts are liable to be rated and assessed.

Rates to be assessed equally, except in case any Street shall be watered when others are not.

XXIV. And be it further enacted, That, subject to the Provisions herein-after contained for making Assessments in certain Cases according to the Number of Square Yards of Pavement, the said last-mentioned Rates or Assessments shall be laid and assessed equally on the Houses, Cathedral, Collegiate, and other Churches, Parochial and other Chapels, Places for Religious Worship, Hospitals, Schools, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, and Spaces of Ground in, abutting upon, or fronting all

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the said several Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, Places, and Parts of Streets and Places: Provided only, that if any one or more of the said Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, Places, and Parts of Streets and Places, shall be watered, whilst any other or others of them shall not be watered, such additional Rate may be laid and assessed in such one or more of the said Streets, Squares, Circuses, Terraces, Roads, Ways, Courts, Passages, Places, and Parts of Streets and Places, as shall be so watered, beyond the Rate laid and assessed in the other or others of them, as the said Commissioners for executing this Act shall consider equivalent to the Expence of so watering the same.

Commissioners under this Act may contract with the Committees of the Parishes for paving, watering, &c. of Waterloo Place, Cockspur Street, and Charing Cross.

XXV. And whereas it may be expedient that the paving, maintaining, repairing, and watering of that Portion of *Pall Mall* Eastward from *Waterloo Place*, and of *Cockspur Street* and *Charing Cross Street*, which are respectively under the Charge and Management of the Committee for paving, lighting, and cleansing the Parish of *Saint James, Westminster*, and the Committee for paving the Parish of *Saint Martin in the Fields*, should be performed by the Commissioners for executing this Act; be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, to contract or agree with the said Committees, or with either of them, for the paving, maintaining, repairing, and watering the Carriageway of that Portion of *Pall Mall* Eastward from *Waterloo Place*, and of *Cockspur Street* and *Charing Cross Street*, or any Part or Parts thereof respectively, at such a Price or Sum as may be agreed upon between the said Commissioners and the said Committees or either of such Committees; and that in the event of any such Contract and Agreement, the Monies to be received by the said Commissioners in respect thereof shall be applied in defraying the Expences of such paving, maintaining, repairing, and watering as aforesaid; and any Surplus or Deficiency of such Monies shall be added to or defrayed out of the Monies to arise from the said last-mentioned Rates and Assessments.

Act not to prejudice the Right to recover Arrears of Rates.

XXVI. Provided always, and be it further enacted, That nothing herein contained shall prejudice the Right of the said Commissioners for executing this Act to recover any Arrears which may be or become due in respect of any Rate or Assessment made by them under the Authority of the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty, or of either of them.

Powers of recited Act 5 G. 4. c. 100, as to the making and collecting of the several Rates, extended to this Act.

XXVII. And be it further enacted, That all the several Powers and Provisions contained in the said recited Act of the Fifth Year of the Reign of His present Majesty, with reference to the making of the Rates by that Act authorized to be made, and with reference to the Payment thereof, and the Liability to pay the same, and with reference to the Recovery thereof when in arrear, except so far as the same are by this Act expressly altered and repealed, shall be and the same are hereby extended and made applicable to the making of the several Rates by this Act authorized to be made, and to the Payment and

Recovery thereof, and to the enabling the said Commissioners to borrow any Sum or Sums of Money on the Security thereof, in the same Manner, to all Intents and Purposes, as if the said Powers and Provisions had been severally hereby repeated and re-enacted with reference thereto.

Corner Houses to be included in the Rate.

XXVIII. And to prevent any Question whether the Provision in the said recited Act of the Fifth Year of the Reign of His present Majesty contained, with respect to rating Houses and other Buildings standing at the Corners of Streets crossing the Streets and Places in respect of which Rates are to be made under that Act, is by the preceding Clause extended to Houses and other Buildings standing at the Corners of Streets crossing the Streets in which Rates are to be made under this Act, be it further enacted and declared, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, in laying and assessing the said respective Rates hereby authorized to be laid and assessed by them, to include in such Rates, and to rate the Corner or Return Houses, or other Buildings or Tenements standing and erected at the Corners or Angles of any Street, Square, Circus, Terrace, Court, Passage, or Way which shall cross or branch from any of the said Streets, Squares, Terraces, Passages, or Places, in or in respect of which such Rates or Assessments are to be made; and the cleansing of all such Corner or Return Houses, Buildings or Tenements, shall be performed by the said Commissioners.

Commissioners to pay Part of the Rates for paving, &c. of certain Streets, &c. in the Parish of St. James abutting on the Premises under their Controul.

XXIX. And whereas several of the Houses, Buildings, and Premises in the Streets, Squares, Terraces, Passages, and Places delineated, described, and coloured Blue on the said Map or Plan marked N° 5., abut respectively in part on Streets, Ways, Courts, Passages, and Places now under the Jurisdiction, Controul, and Management of the Committee for paving, cleansing, and lighting the Parish of *Saint James, Westminster*; be it further enacted, That the said Commissioners shall from Time to Time pay a proportionate Part of the several Rates and Assessments to be respectively laid and assessed by virtue of this Act on the said last-mentioned Houses, Buildings, and Premises, unto the said Committee, for or in respect of the paving, cleansing, and lighting such Parts of the several Streets, Ways, Courts, Passages, and Places upon which the said several last-mentioned Houses, Buildings, and Premises, or the Sides or other Parts thereof, abut, such proportionate Part to be from Time to Time fixed by the said Commissioners.

So much of 5 G. 4. c. 100. as regulates the Rates upon empty Houses, and upon Outgoing and In-coming Tenants, repealed.

XXX. And be it further enacted, That so much of the said recited Act of the Fifth Year of the Reign of His present Majesty as provides for and regulates the Rates or Assessments to be made upon such of the Houses and other Buildings mentioned in the said recited Act as shall at the Time of making such Rates or Assessments be empty or unoccupied, and the Amount of Rates or Assessments to be charged upon Premises which shall after the making of such Rates or Assessments become empty or unoccupied, and also the Payment of the said Rates or Assessments, and all

Arrears due thereon, and also so much of the same Act as provides, that in all Cases where any Person shall remove from or quit any House, Building, or Tenement which shall be rated or assessed by virtue of the said Act, such Person shall be liable to pay such Rate or Assessment in proportion to the Time that he or she occupied the same, and that in all Cases where any Person shall come into or occupy any House, Building, or Tenement rated or assessed as aforesaid, out of or from which any other Person who shall have been rated or assessed for the same shall be removed, the Person coming into or occupying the same shall not be liable to pay any such Rate or Assessment in respect thereof, for a longer Period than Twelve Months prior to the Commencement of such incoming Tenant's Entrance on the Premises, shall be and the same are hereby repealed.

Empty Houses to be charged with Half Rates.

XXXI. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act to rate and assess the Houses and other Buildings by the said recited Act of the Fifth Year of the Reign of His present Majesty and by this Act authorized to be rated and assessed, to the full Amounts by the said recited Act and this Act respectively authorized, although the Houses and other Buildings, or some of them, shall at the Time of making such Rates or Assessments be empty or unoccupied; but the Half only of such full Rates or Assessments shall be payable in respect of such of the said Houses and other Buildings as shall be or shall become empty or unoccupied, for such Time as the same respectively shall remain empty or unoccupied; and then and in every such Case such Half of the said full Rates or Assessments, and all Arrears of such Half of the said full Rates or Assessments, computed from the Time such Houses or other Buildings respectively became empty and unoccupied, shall be paid by the Person or Persons for the Time being entitled to such Houses or other Buildings, or by the first or any other Tenant or Occupier thereof; and such Tenant or Tenants, Occupier or Occupiers, shall and may and is and are hereby authorized to deduct and retain the same out of his, her, or their Rent or Rents respectively; and the Person or Persons for the Time being entitled to the Rent of such Houses or other Buildings, immediately payable by the Occupier or Occupiers thereof, is and are hereby required to allow such Deduction, upon Receipt of the Residue of his, her, or their respective Rent or Rents; and the said Tenant or Tenants, Occupier or Occupiers, shall be and is and are hereby acquitted and discharged of and from so much of his, her, or their Rent as the Payments by him, her, or them in that respect shall amount to.

Powers of recited Act relative to the Recovery of Rates shall extend to the Recovery of Half Rates.

XXXII. Provided always, and be it further enacted, That the several Powers and Provisions contained in the said recited Act of the Fifth Year of the Reign of His present Majesty, and not hereby repealed, relative to the Rates and Assessments by that Act authorized to be laid and assessed, and to the Recovery thereof, and of the Arrears thereof, shall, so far as the same are applicable, extend and the same are hereby extended to the Half of such Rates or Assessments, and to the Recovery thereof and of all Arrears thereof, in all Cases in which

which such Half shall be charged and payable under or by virtue of this Act.

How Amount of Rates in respect of Cathedrals, Churches, &c. shall be ascertained.

XXXIII. Provided also, and be it further enacted, That the respective Rates or Assessments to be laid and assessed by the said Commissioners under or by virtue of this Act, upon or in respect of any Cathedral, Collegiate, or other Church, Chapel, Place of Religious Worship, Hospital, Public School or other Public Building, or any Wall or void Space of Ground, instead of being ascertained according to the yearly Value thereof, shall be ascertained according to the Number of Square Yards of Pavement or Ground belonging to such Cathedral, Collegiate, or other Church, Chapel, Place of Worship, Hospital, Public School or other Public Building, Wall, or void Space of Ground, measuring the same from such Cathedral, Collegiate, or other Church, Chapel, Place of Worship, Hospital, School, Building, Wall, or void Space of Ground, to the Middle of the Street, Square, or Place on which the same shall respectively abut; and in making the said Rates and Assessments hereby authorized to be made the said Commissioners for executing this Act shall determine what Sum shall be assessed in respect of each Square Yard of Pavement or Ground belonging to such Cathedral, Collegiate, or other Churches, Chapels, Places of Worship, Hospitals, Public Schools or other Public Buildings, Walls, and void Spaces of Ground, such Sums not exceeding in the whole in any one Year the Sums herein-before mentioned; and the Rates or Assessments to be laid and assessed upon or in respect of any Cathedral or Collegiate Church shall be paid by the Dean and Chapter thereof; and the Rates or Assessments to be laid and assessed upon or in respect of any other Church, or any Chapel, Place of Worship, Hospital, School, or other Public Building, Wall, or void Space of Ground, shall be paid by the Churchwardens, Chapelwardens, Trustees, or Owners or Proprietors thereof respectively; but so nevertheless, that no such Rate or Assessment shall, by virtue of this Act, be laid or assessed upon or in respect of any Wall or void Space of Ground, unless the same shall abut upon or front some Street or Place to be paved or repaired, cleansed, lighted, or watched by the Commissioners for executing this Act.

Recovery of Rates from Out-going and In-coming Tenants.

XXXIV. Provided also, and be it further enacted, That in all Cases where any Person or Persons shall remove from or quit any House or other Building rated or assessed by the said Commissioners, by virtue of this Act or of the said recited Act of the Fifth Year of the Reign of His present Majesty, which shall be immediately afterwards occupied by some other Person or Persons, such Person or Persons so removing as aforesaid shall be liable to pay the Rates and Assessments so made upon the said House or other Building, in proportion to the Time that he, she, or they occupied the same, in the same Manner as if he, she, or they had remained in the Possession or Occupation of the same; and that any Person or Persons coming into or occupying any House or other Building rated and assessed by virtue of this Act or of the said recited Act, shall be liable to pay the Rates and Assessments so made upon the said House

or

or other Building, in proportion to the Time that he, she, or they shall occupy the same, in the same Manner as if he, she, or they had been the Occupier or Occupiers thereof at the Time when the same was so rated and assessed as aforesaid, and shall also be liable to pay all Arrears of any Rates and Assessments which shall not be recovered from the last or any other Person or Persons so removing as aforesaid, and which shall have accrued within Six Calendar Months next preceding the Time when such Person or Persons so coming into or occupying any House or other Building as aforesaid shall come into or commence to occupy the same, but not any Arrears which shall have accrued more than Six Calendar Months previously to such Occupation: Provided always, that nothing herein-before contained shall extend or be construed or taken to extend to exempt any Tenant or Occupier of any House or other Building liable to be rated by virtue of this Act or of the said recited Act, who, under and by virtue of the Provision herein-before contained, shall be liable to be charged with and to pay all Arrears of the Half of any Rates and Assessments made in respect of any of the said Houses or other Buildings which may be or become empty or unoccupied as aforesaid, from Payment of all such Arrears, whether the same shall have accrued within Six Calendar Months previously to his or their Occupation of such House or Building, or not.

Application of Rates.

XXXV. And be it further enacted, That the Monies to be collected and received by the said Commissioners for executing this Act, from the Rates or Assessments herein-before directed to be laid and assessed by them for defraying the Expences of paving or forming, and repairing, cleansing, lighting, and watering, the several Streets and Places (except the said *Westminster Mews*) by the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty and by this Act respectively directed to be paved or formed, and repaired, cleansed, lighted, and watered, by the said Commissioners, and for the Purpose of other Payments, shall be applied by the said Commissioners, in the first place, in paying and discharging the Expences attending the obtaining and passing of this Act, in the next place, in paying from Time to Time the Interest of all Principal Monies which have been already borrowed under the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty, or either of them, or under Two Acts of the Fifty-third and Fifty-sixth Years of the Reign of His late Majesty King *George* the Third, recited in the said Act of the Fifth Year of the Reign of His present Majesty, or either of them, or which may hereafter be borrowed under the Powers of this Act, and, subject thereto, in defraying the Expences of paving or forming, and repairing, cleansing, lighting, and watering, the several Streets and Places (except the said *Westminster Mews*) by the said recited Acts of the Fifth and Sixth Years aforesaid, and by this Act, respectively directed or authorized to be paved or formed, and repaired, cleansed, lighted, and watered, by the said Commissioners, and in paying off the said Principal Monies already borrowed or hereafter to be borrowed as aforesaid.

Power to Commissioners to borrow Money on Credit of the Paving Rates;

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act to borrow or raise any Sum or Sums of Money, on the Credit of the said last-mentioned Rates or Assessments, for any of the Purposes to which the Monies to arise from the said last-mentioned Rates and Assessments are hereby made applicable; and all the Powers and Provisions contained in the said recited Act of the Fifth Year of the Reign of His present Majesty, with reference to the borrowing or raising of Money by the said Commissioners on the Credit of the Rates and Assessments to be collected by them under the Authority of that Act, and to the Transfer of the Securities for the same, except so far as the same are hereby altered or repealed, shall be and the same are hereby extended and made applicable to the borrowing and raising of Money by the said Commissioners on the Credit of the said Rates and Assessments on the Credit of which they are hereby authorized to borrow or raise Money, and to the Transfer of the Securities for the same, as fully and effectually, to all Intents and Purposes, as if the said Powers and Provisions had been severally hereby repeated and re-enacted with reference thereto.

but not to any greater Amount than 50,000*l.*

XXXVII. Provided always, and be it further enacted, That the said Commissioners shall not borrow or raise, under the Authority of this Act, any greater Sum in the whole than the Sum of Fifty thousand Pounds.

Accounts to be made up.

XXXVIII. And be it further enacted, That the said Commissioners for executing this Act shall, at the Time of making out the annual Accounts to be made out in pursuance of the said first-recited Act, cause a like Account of the Monies received and disbursed in the preceding Year, and the Amount of the Arrears of Rates then due under the Authority of this Act, and of the Balances of Cash then in their Hands, arising from the Rates to be assessed under this Act, to be made out; which Account it shall be lawful for all Persons rated or assessed by the said Commissioners, under and by virtue of this Act, to the Rates or Assessments aforesaid, and all Persons interested therein, at all seasonable Times to inspect.

Lodges at Richmond Terrace to be maintained by Commissioners.

XXXIX. And be it further enacted, That the Expence of maintaining and repairing the Lodge erected, or any Lodge or Lodges to be erected, under the Authority of the said recited Act of the Fifth Year of the Reign of His present Majesty, at the Entrance to *Richmond Terrace*, shall be defrayed, and all Rates and Taxes payable in respect of such Lodges shall be paid, by the said Commissioners for executing this Act, out of the Monies to arise from the Rates to be made under the said Act, for supporting and keeping in order the Gardens and Terraces at the same Terrace.

Porticoes and Colonnades, &c. may be authorized by the Commissioners.

XL. And whereas it is expedient that Porticoes, Arcades, Colonnades, or other covered Ways, should be allowed to extend over the Footways of some of the said Streets, Squares, Terraces, Passages, Roads, and Places within the Limits of this Act and of the said recited Act of the Sixth Year of the Reign of His present Majesty, and

that Bow Windows, Shop Windows, Alcoves, Balconies, and other ornamental Projections, should be allowed to be advanced to the Fronts of Areas; provided such Porticoes, Arcades, Colonnades, or other covered Ways, Bow Windows, Shop Windows, Alcoves, Balconies, and other ornamental Projections, be made of Brick, Stone, Metal, or other incombustible Materials: Be it therefore further enacted, That it shall and may be lawful for the said Commissioners for executing this Act to authorize and permit the continuing, and the building or erecting and making, of any Porticoes, Arcades, Colonnades, and other covered Ways, projecting from any Buildings or Houses which shall or may be built in or on any of the Streets, Squares, Terraces, Passages, Roads, and Places, and Parts of Streets and Places, by the said recited Act of the Sixth Year aforesaid, or by this Act, placed under the Jurisdiction of the said Commissioners, extending over any Footways of the said Streets, Squares, Terraces, Passages, Roads, and Places; provided the same do not obstruct or incommode the Foot Passengers, and that the Footways under the same be at least Nine Feet broad in the clear between the Columns, Piers, or other Supports of such Porticoes, Arcades, Colonnades, or other covered Ways, and the Railing of the Areas of the Houses or other Buildings before or at the Sides of which the same are placed; and provided such Colonnades, Arcades, Porticoes, and covered Ways be built of Brick, Stone, or Metal, or Stucco or Cement laid on Brick or Stone, except Joists and Bearers which form the Covering over the said Footways, which may be of Wood covered with Plaister or Stucco or other uninflammable Composition; and so as that all such Porticoes, Colonnades, Arcades, and other covered Ways be made in such Manner, and upon such Plans, and of such Dimensions, as shall be ordered and directed by the said Commissioners in that Behalf; and the same may, by the Authority of the said Commissioners, project and extend, either from the Front or the Side of such Houses and Buildings, or from the Back or any other Part thereof, as the said Commissioners shall authorize and direct, and notwithstanding the same may project into any Street or Place not within the Limits hereinbefore described; any thing in an Act passed in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better paving, improving, and regulating the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein*, or any other Act or Acts, to the contrary notwithstanding. 57 G. 3. c. 29.

For allowing Balconies, Virandas, &c.

XLI. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act to authorize and permit the erecting or making, or continuing or suffering to remain, the Fronts or Sides or other Parts of any Houses or Buildings in any of the said Streets, Squares, Terraces, Passages, Roads, and Places, and Parts of Streets and Places, in such Manner as that the Fronts, Sides, or other Parts of some of the said Houses or Buildings may recede behind or advance before other Houses, and with Bow Windows, Virandas, Alcoves, Balconies, Pilasters, Columns, and Shop Windows, and other Projections, attached to such Houses or Buildings, either in the Fronts thereof or at the Sides or Back Part thereof, as the

the said Commissioners shall authorize, notwithstanding the same may extend into or project over any Street or Place not within the Limits of the said recited Act of the Sixth Year aforesaid, or of this Act; provided that no Front, Side, or Back of any such House or Building, or any such Bow Window, Viranda, Alcove, Balcony, Pilaster, Column, Shop Window, or other Projection, advance beyond the Area of the House or Building to which it shall belong; and that the same be built of Brick, Stone, Metal, or Stucco or other Cement laid on Brick or Stone, except Shop Windows, with their Shutters and Decorations, which may be of Wood; any thing in the said Act of the Fifty-seventh Year of His late Majesty's Reign, or any other Act or Acts, to the contrary notwithstanding.

Penalties for making or using Keys for the Gardens, &c. without Permission of the Commissioners.

XLII. And be it further enacted, That if any Person or Persons shall make, or cause or procure to be made, any Key or Keys for the Purpose of opening any Lock or Locks affixed on or to any of the Gates of the Gardens, Shrubberies, or ornamental Inclosures formed or laid out, or hereafter to be formed or laid out, and hereby placed under the Jurisdiction of the said Commissioners for executing this Act, without the Permission in Writing of the said Commissioners, or of any Garden, Shrubbery, or ornamental Inclosure formed or laid out, or hereafter to be formed or laid out, in the *Regent's Park*, and under the Jurisdiction of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, without the Permission in Writing of the said last-mentioned Commissioners, or shall sell or cause or procure to be sold any such Key or Keys to any Person or Persons whomsoever, or shall knowingly use any Key or Keys so unlawfully made or sold in opening any Lock or Locks as aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds; and the said Commissioners for executing this Act, or the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or any of them respectively, or the Gardener or Keeper of any of the said Gardens, Shrubberies, and ornamental Inclosures, appointed by such Commissioners, together with any Person or Persons whom they or he may call to their or his Assistance, are and is hereby authorized and empowered to seize, detain, and keep any such Key or Keys as aforesaid, and to cause the Person or Persons so making or selling, or causing or procuring to be made or sold, or so using such Key or Keys as aforesaid, to be summoned before some Justice of the Peace for the County of *Middlesex*, to be dealt with according to Law.

Penalty on Persons committing any Damage or Nuisance, or behaving disorderly in the Gardens or Pleasure Grounds.

XLIII. And be it further enacted, That if any Person shall wilfully commit any Spoil, Waste, Damage, Depredation, Annoyance, Disorder, or Nuisance in, to, upon, or about any of the Paths, Walks, Grass-plots, or Shrubberies of any of the said Gardens, Shrubberies, or ornamental Inclosures, or the Avenues or Approaches thereto, or shall, by riotous, disorderly, or wilful Misbehaviour, molest or interrupt the free Passage of any Person using or passing along the same, then and in every such Case the Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; and such Offender shall and may be apprehended by any Gardener or Keeper

Keeper of any of the said Gardens, Shrubberies, or ornamental Inclosures, or by any other Person or Persons whom he or they may call to his or their Assistance; and it shall be lawful for the Person or Persons so apprehending such Offender to carry such Offender before some Justice of the Peace for the County of *Middlesex*, to be dealt with according to Law.

Inheritance or Property of Gardens not to be altered.

XLIV. Provided always, and be it further enacted, That nothing in this Act contained shall be construed, adjudged, deemed, or taken to alter the Inheritance or Property of any of the said Gardens, Shrubberies, or ornamental Inclosures set out and delineated on the said Map or Plan marked N° 5., but the Inheritance and Property thereof shall remain in and belong to His Majesty, His Heirs, Successors, and Assigns, in such and the same Manner as if this Act had not been passed.

Power to erect Watchboxes within the Areas of Houses, &c.

XLV. And be it further enacted, That it shall and may be lawful for the Commissioners for executing this Act to erect and set up Watchboxes within the Areas or inclosed Fronts of any Houses, Buildings, or Tenements situate in any of the Streets, Squares, Roads, or Places watched by them under the Authority of the said recited Act of the Fifth Year of the Reign of His present Majesty, or of this Act, and to make any Gate or Gates to communicate with such Watchboxes: Provided always, that when such Watchboxes are erected and set up within any Areas or Fronts which are or shall be inclosed from the Foot or other Pavement, the said Commissioners shall cause Gates to be made to communicate with such Watchboxes, and shall keep the same Gates continually locked during such Time as the Watchmen for whose Use the said Watchboxes shall be made shall not be upon Duty.

Commissioners to regulate the Stands of Coaches, &c.

XLVI. And be it further enacted, That the Commissioners for executing this Act may from Time to Time direct and regulate such Stands for Stage Coaches, or for Hackney Coaches or Chariots, or Carriages on Two Wheels, plying for Hire within the Limits of the said recited Acts or of this Act, as the said Commissioners shall in their Discretion think proper.

No Hackney Coaches to be permitted to ply within the Limits of this Act, except in Places directed by the Commissioners.

XLVII. And be it further enacted, That from and after the Expiration of One Calendar Month next after the passing of this Act it shall not be lawful for any Person to stand or ply for Hire with any Stage Coach, or Hackney Coach or Chariot, or any Carriage on Two Wheels, in any of the Streets, Squares, Roads, or Places by the said recited Acts or by this Act placed under the Jurisdiction of the Commissioners for executing this Act, except in such Places as may be directed by the said Commissioners; and that if any Person shall stand or ply for Hire, with any such Coach, Chariot, or Carriage, within the Limits aforesaid, (except as aforesaid,) the Party so offending shall, on the Conviction thereof, by the Oath of One or more credible Witness or Witnesses, before One or more of His Majesty's Justices of the Peace for the County of *Middlesex*, or before the Commissioners acting under or by virtue of the

several Acts for the licensing and regulating of Hackney Coaches and Chairs in the Cities of *London* and *Westminster*, forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings for every such Offence; one Moiety of which Penalty shall be paid to the Informer (who it is hereby declared shall not be an incompetent Witness by reason of his Interest in such Moiety of the Penalty), and the other Moiety to the Use of the King's most Excellent Majesty, His Heirs and Successors; and if such Offender shall not pay the said Penalty immediately on Conviction, he shall be committed to the House of Correction, there to be kept to hard Labour for any Time not exceeding One Calendar Month, unless such Penalty shall be sooner paid: Provided always, that all such Offences shall be prosecuted within Seven Days after the same shall be committed.

Powers of recited Act 5 G. 4. c. 100. generally extended to this Act, except as hereby altered.

XLVIII. And be it further enacted, That besides the several Powers and Provisions of the said recited Act of the Fifth Year of the Reign of His present Majesty, herein-before particularly referred to, all and every other the Clauses, Powers, Provisoes, Exemptions, Rules, Remedies, Regulations, Penalties, Forfeitures, Articles, Matters, and Things whatsoever therein contained, (save and except such Parts of the same Act as are hereby altered or otherwise provided for,) shall be and are hereby declared to be in full Force and Effect, and shall extend to, and be used, exercised, applied, enforced and put in execution, to all Intents and Purposes, as to this Act, and the several Matters and Things herein contained, for paving, repairing, lighting, watching, watering, cleansing, and regulating, maintaining and supporting, the several Streets and Places, Gardens and Inclosures, hereby placed under the Jurisdiction of the said Commissioners for executing this Act, and for carrying the several Purposes of this Act into Execution, in as full, ample, and beneficial a Manner, to all Intents, Constructions, and Purposes whatsoever, as if the same had been severally and separately repeated and re-enacted in the Body of this Act, and made Part thereof, with reference to the Streets, Squares, Terraces, Roads, Places, Gardens, and Inclosures hereby placed under the Jurisdiction of the said Commissioners.

Commissioners to maintain the new Common Sewer and the Drains, &c.

XLIX. And be it further enacted, That the said Commissioners for executing this Act shall be and they are hereby appointed Commissioners of Sewers for maintaining and keeping in repair, and they are hereby authorized and empowered to maintain and keep in repair, the aforesaid new Common Sewer, and also the other Drains and Watercourses communicating therewith, made by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, and also such other Sewers, Drains, and Watercourses as may be necessary for supplying a proper or more effectual Drainage to all or any of the said Streets, Squares, Terraces, Passages, and Places set out and delineated on the said Map or Plan marked N° 5., or which may be hereafter set out on the Ground therein contained and described, and the Houses and Buildings erected thereon; and it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, to make and form any Drains, Watercourses, or Communi-

cations from any Part or Parts of the Ground delineated and described on the said Map or Plan marked N° 5., or from any Houses or Buildings erected or to be erected within the Limits therein described, and also from any of the Streets, Squares, Terraces, Passages, and Places within the said Limits, to carry off or drain the Water from all or any of the said Houses, Buildings, Streets, Squares, Terraces, Passages, and Places, into the said new Common Sewer, and also to make such additional Sewers, Drains, and Watercourses as the said last-mentioned Commissioners shall judge necessary for affording a proper and effectual Drainage to any of the said Houses, Buildings, Streets, Squares, Terraces, Passages, and Places within the Limits aforesaid, as are not drained by the said new Common Sewer; and for those Purposes, or any of them, to stop up, divert, or alter any Sewers, Drains, Tunnels, or Watercourses which may be found in making such new Sewers, Drains, Watercourses, and Communications, or which it may in the Judgment of the said last-mentioned Commissioners be expedient or necessary to stop up, divert, or alter.

New Sewer and Drains, &c. placed under the Controul of the Commissioners.

L. And be it further enacted, That from and after the passing of this Act the said new Common Sewer, with all the Drains, Watercourses, and Communications made or to be made by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, together with all the Sewers, Drains, and Watercourses which shall be hereafter made by the said Commissioners for executing this Act, shall be under the sole Management, Survey, Controul, and Direction of the said Commissioners for executing this Act, and of no other Person or Persons, in such and the like Manner, to all Intents and Purposes, as if the same had been expressly directed by any of the existing Statutes, or any Commission of Sewers, to be under their Survey and Authority; and the said Commissioners shall have all and every the same Powers, Jurisdiction, and Authorities in relation thereto, to all Intents and Purposes, in as full, ample, and extensive a Manner, as are by the said first-recited Act vested in them with respect to the said Principal or Common Sewer thereby placed under their Jurisdiction, Power, and Authority.

Sewer Rates.

LI. And be it further enacted, That in order to defray the Expences of making, maintaining, supporting, and keeping in repair such Sewers, Drains, Watercourses, and Communications as aforesaid, it shall and may be lawful for the said Commissioners for executing this Act to make any Rate or Rates, Assessment or Assessments, by an equal Pound Rate, from Time to Time, as they shall see Occasion, upon all Houses, Buildings, Lands, or Tenements which shall be drained by means of the said Sewers, Drains, Watercourses, and Communications, and by any Precept or Warrant under the Hands of any Three or more of them to authorize and empower any Person or Persons to collect the same Rates and Assessments from Time to Time, and out of the same to make or allow to every such Collector a reasonable Compensation or Salary for his Trouble; which said Rates shall be levied and recovered in the same Manner, and under the same Powers and Authorities, as any other Rate raised and assessed under the Authority of this Act.

LII. Pro-

Person rated to Sewers by the Commissioners not to be subject to any other Sewer Rate.

LII. Provided always, and be it further enacted, That no Person paying to the Sewers Rate or Assessment raised and collected by the said Commissioners under the Authority of this Act shall, during the Continuance of the Payment of such Rate or Assessment, be subject or liable to the Payment of any other Sewers Rate or Assessment in respect of the Premises for which he or she shall have been rated or assessed under or by virtue of this Act.

Commissioners of Sewers not to rate certain Houses.

LIII. And be it further enacted, That nothing in the said recited Act of the Fifth Year of the Reign of His present Majesty or in this Act contained shall authorize or empower the Commissioners of Sewers, under the existing or any future Commission, to assess and collect Rates within their respective Districts from the Owners, Proprietors, or Occupiers of any Houses, Buildings, or Lands in any of the Streets or Places made and laid out, or hereafter to be made and laid out, within the Limits of the Map or Plan marked N° 5. herein-before referred to.

No Sewer to be altered without Concurrence of Commissioners of Sewers.

LIV. Provided always, and be it further enacted, That no Sewer, Drain, Tunnel, or Watercourse which the said Commissioners for executing this Act may judge it necessary to stop up, divert, or alter, shall be stopped up, diverted, altered, or interfered with, otherwise than with the Concurrence and to the Satisfaction of the Commissioners of Sewers for the Time being for the District or Place drained by such Sewer, Drain, Tunnel, or Watercourse.

The Jurisdiction of the Commissioners under this Act may be extended to any Streets, Gardens, &c. to be hereafter formed in St. James's Park.

LV. And be it further enacted, That it shall and may be lawful for the Lord High Treasurer, or the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, for the Time being, by any Writing under the Hand of the said Lord High Treasurer, or under the Hands of the said Commissioners, or any Three of them, or for the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, by any Writing under their Hands, or the Hands of any Two of them, to direct and appoint that any Street or Streets, Square or Squares, Circus or Circuses, Terrace or Terraces, Way or Ways, Court or Courts, Passage or Passages, Place or Places, Road or Roads, Drive or Drives, Garden or Gardens, Shrubbery or Shrubberies, ornamental Inclosure or Inclosures, which may hereafter be built, formed, made, or set out on any Part of *Saint James's Park*, or on any other Land or Ground belonging to His Majesty, and adjoining or near thereto, shall be under the Jurisdiction of the Commissioners for executing this Act; and from and after the Time or Times specified for that Purpose in such Direction or Appointment, the Premises therein mentioned shall be under the Jurisdiction of the said Commissioners for executing this Act, and shall be paved, lighted, watched, watered, cleansed, and regulated, maintained, supported, and kept in order, according to the Subject Matter thereof, under the same Powers, Authorities, and Provisions, to all Intents and Purposes, as are contained in the said recited Acts of the Fifth and Sixth Years of the Reign of His present Majesty, and in this Act, with respect to the several Streets and Places thereby placed under the Jurisdiction

of

of the said Commissioners; and the said Commissioners shall and they are hereby authorized and empowered to exercise and put in force all the same Powers, Authorities, and Provisions, and to raise Rates, and do all other necessary Matters and Things for paving, lighting, watching, watering, cleansing, and regulating, maintaining, supporting, and keeping in order, all such Streets, Squares, Circuses, Terraces, Courts, Ways, Passages, and Places, Roads, Drives, Gardens, Shrubberies, and ornamental Inclosures, hereafter to be placed under their Jurisdiction as aforesaid, in the same Manner as is in the said Acts and in this Act directed with respect to Premises of the same Description, by such Acts placed under the Jurisdiction of the said Commissioners, as fully, amply, and effectually as if the Premises so to be placed under their Jurisdiction were already set out, formed, and established, and were delineated and described on the said Map or Plan marked N° 5.; and the said Lord High Treasurer or Commissioners of His Majesty's Treasury, or Commissioners of His Majesty's Woods, Forests, and Land Revenues, as the Case may be, shall cause Three several Maps or Plans of any Premises which may be so placed by him or them under the Jurisdiction of the Commissioners for executing this Act, to be made, and to be authenticated by the Signature of the said Lord High Treasurer, or of the said Commissioners of His Majesty's Treasury, or of any Three of them, or of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or of any Two of them; and one of such Maps or Plans shall be deposited with and shall remain in the Custody of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, and one other of them shall be deposited in the Parliament Office, and the remaining one shall be deposited with the Clerk of the Peace for the County of *Middlesex*, within Three Calendar Months after the said Premises shall have been so placed under the Jurisdiction of the said Commissioners for executing this Act, to the end that all Persons may at all seasonable Times have Liberty to inspect the same, at their Will and Pleasure, paying the Sum of One Shilling for each Inspection, and to take Copies from the said Maps or Plans, or any of them, or from any Part or Parts thereof, paying the Sum of One Shilling for every Copy so taken; and the said Maps or Plans shall be received in Evidence in all Proceedings relating to the Jurisdiction of the said Commissioners, and the Execution and Provisions of this Act.

Plans of the Premises placed under their Jurisdiction to be deposited with the Clerk of the Peace, &c. and be open to Inspection.

LVI. And whereas a public Passage or Court called *Chidley Court*, running from the East End of *Pall Mall*, in the Parish of *Saint James* within the said Liberty of *Westminster*, to *Lower Warwick Street* within the same Liberty, was, in or about the Year One thousand eight hundred and eight, by the Permission of the Committee for paving, cleansing, and lighting the said Parish, stopped up, in consequence of various Nuisances having been committed therein, and the same is continued to be stopped up to the present Time; but Doubts having arisen whether the said Committee had Power to permit the same to be continued to be so stopped up, and it being desirable that the said Court, and the Soil and Freehold thereof, should be vested in His Majesty, freed and discharged from all public or other

Chidley Court, in the Parish of St. James, shall cease to be a public Passage, and the Freehold thereof vested in His Majesty.

Rights of passing or repassing over the same; be it therefore further enacted, That the said Court or Place called *Chidley Court* shall henceforth for ever hereafter cease to be a public Court, Way, or Passage, and that the Soil and Freehold of the said Court or Place shall remain and continue at all Times hereafter vested in His Majesty, His Heirs or Successors, freed and discharged from all public and private Right of passing or repassing over and along the same.

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